PTO/SB/08A (06-03)

Approved for use through 7/31/03. OMB 0651-0031
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

| Substitute for form 1449A/PTO | | | o percono ano roq | Complete if Known | | | | | |
|-------------------------------|-------------------|--------------------|-------------------|------------------------|--|-----|--|--|--|
| | | | | Application Number | Not yet assigned 10/636 | 164 | | | |
| IN | IFORMATION | I DISCLOSUF | RE | Filing Date | Submitted herewith | | | | |
| S | TATEMENT B | BY APPLICAN | ΙT | First Named Inventor | Robert A. Kerr II | | | | |
| | | | | Group Art Unit | 3742 (prior application) | } | | | |
| | (use as many she | eets as necessary) | | Examiner Name | John A. Jeffrey (prior application) | | | | |
| Sheet | 1 | of | 3 | Attorney Docket Number | 13357.4002 | | | | |

| | | | U.S. PA | TENT DOCUMENTS | |
|--|-----------|-----------------|------------------------|------------------|-----------------------------|
| Examiner | | U.S. Patent Doc | | Publication Date | Name of Patentee or |
| Initials | Cite No.1 | Number | Kind Code ² | . MM-DD-YYYY | Applicant of Cited Document |
| XIX | Al | 5,549,117 | | 08/1996 | Tacklind et al. |
| | A2 | 5,626,144 | | 05/1997 | Tacklind et al. |
| | A3 | 5,704,366 | | 01/1998 | Tacklind et al. |
| | A4 | 5,857,967 | | 1/1999 | Frid et al. |
| | A5 | 5,889,474 | | 3/1999 | LaDue |
| | A6 | 5,951,300 | | 9/1999 | Brown |
| | A7 | 5,987,519 | | 11/1999 | Peifer et al. |
| | A8 | 5,997,476 | | 12/1999 | Brown |
| | A9 | 6,013,007 | | 1/2000 | Root et al. |
| | A10 | 6,024,699 | | 2/2000 | Surwit et al. |
| | A11 | 6,035,328 | | 3/2000 | Soukai |
| | A12 | 6,095,985 | | 8/2000 | Raymond et al. |
| | A13 | 6,101,478 | | 8/2000 | Brown |
| | A14 | 6,122,351 | | 9/2000 | Schlueter, Jr. et al. |
| | A15 | 6,148,342 | | 11/2000 | Но |
| | A16 | 6,151,586 | | 11/2000 | Brown |
| | A17 | 6,159,147 | | 12/2000 | Lichter et al. |
| | A18 | 6,162,180 | | 12/2000 | Miesel et al. |
| | A19 | 6,168,563 | B1 | 1/2001 | Brown |
| | A20 | 6,264,614 | | 7/2001 | Albert et al. |
| | A21 | 6,304,788 | | 10/2001 | Eady et al. |
| | A22 | 6,312,378 | | 11/2001 | Bardy |
| | A23 | 2001/0056229 | | 12/2001 | Consentino et al. |
| | A24 | 2001/0051787 | | 12/2001 | Haller et al. |
| | A25 | 2001/0047125 | | 12/2001 | Quy |
| | A26 | 6,336,900 | | 1/2002 | Alleckson et al. |
| — | A27 | 6,350,237 | | 2/2002 | Pelletier, et al. |
| N | A28 | 2002/0052542 | | 5/2002 | Bardy |
| \\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\ | A29 | 6,421,633 | | 7/2002 | Heinonen et al. |

Date Examiner Considered Signature

*EXAMINER: Initial if reference considered, whether of not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 'Applicants unique citation designation number (optional). 'See Kinds of U.S. Patent Documents at www.uspto.gov or MPEP 801.04. 'Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 'For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 'Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 'Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is govern by 35 USC 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the Individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. 22313-1450

DOCSOC1:140211.1

Approved for use through 7/31/03. OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

| Substitute for form 1449A/PTO | | | | Complete if Known | | |
|-------------------------------|------------------|-------------------|---|------------------------|--|--|
| | | | | Application Number | Not yet assigned 10/636 | |
| IN | FORMATION | DISCLOSUR | E | Filing Date | Submitted herewith | |
| STATEMENT BY APPLICANT | | | | First Named Inventor | Robert A. Kerr II | |
| | | | | Group Art Unit | 3742 (prior application) | |
| | (use as many she | ets as necessary) | | Examiner Name | John A. Jeffrey (prior application) | |
| Sheet | 2 | of | 3 | Attorney Docket Number | 13357.4002 | |

| Examiner | | Foreign Patent Document | | Publication Date | Name of Patentee or | | |
|----------|-----------|-------------------------|---------------------|------------------------|---------------------|-----------------------------|--------|
| Injtials | Cite No.1 | Country ³ | Number ⁴ | Kind Code ⁵ | MM-DD-YYYY | Applicant of Cited Document | ۲ |
| XWX | B1 | wo | 9824212 | | 4/1995 | WIPO | T |
| OII | B2 | wo | 9824358 | 1 | 6/1998 | WIPO | 1 |
| | B3 | WO | 9859487 | | 12/1998 | WIPO | |
| | B4 | WO | 9914882 | | 3/1999 | WIPO | |
| 1. 1 | B5 | wo | 200049549 | | 8/2000 | WIPO | |
| VIV | B6 | WO | 200052604 | | 9/2000 | WIPO | \top |

| +1 | | | | | | | | |
|-----------------------|-----------|---|---|--|--|--|--|--|
| <u> </u> | | OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS | | | | | | |
| Examiner Initials' | Cite No.1 | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | | | | | | |
| XIM | CA | Website: Fitsense, www.fitsense.com | | | | | | |
| (1,1) | CB | Website: Hommed, www.hommed.com | | | | | | |
| 7 | C3 | Website:LifeChart, www.lifechart.com | | | | | | |
| | C4 | Website: LifeLink, www.llmi.com | | | | | | |
| | C5 | Website: Sensatex, www.sensatex.com | | | | | | |
| | C6 | Website: Sportbrain, www.sportbrain.com/products/essentials.cfm | | | | | | |
| | C7 | Website: StayHealthy, www.stayhealthy.com | 1 | | | | | |
| | C8 | Website: Sunbeam, http://www.thaliaproducts.com/ | | | | | | |
| | C9 | Barro, S. et al., "Intelligent Telemonitoring of Critical-Care Patients," IEEE Engr Med Biol., July/Aug. 1999, pp. 80-88. | | | | | | |
| | C10 | Hutten, H. et al., "Cardiac Telemonitoring By Integrating Pacemaker Telemetry Within Worldwide Data Communication Systems," Proc. 19th Intl. Conf. IEEE/EMBS Oct. 30-Nov. 2, 1997, pp. 974-976. | | | | | | |
| | C11 | Lee, H., et al., "Real-Time Monitoring Service Through World-Wide Web," Proc. 19th Intl Conf, IEEE/EMBS Oct. 30-Nov. 2, 1997, pp. 928-931. | | | | | | |
| | C12 | Magrabi, F. et al., "Web Based Longitudinal ECG Monitoring," Proc. of 20th Intl Conf IEEE Bed Biol Soc., Vol. 20, No. 3, 1998, p. 1155-1158. | | | | | | |
| | C13 | Nelwan, S. et al., "Ubiquitous Access to Real-Time Patient Monitoring Data," Computers in Cardiology Vol. 24, 1997. | | | | | | |
| Say | C14 | Park, S. et al., "Real-Time Monitoring of Patients on Remote Sites," Proc. of 20 th Intl Conf IEEE Med Biol Soc., Vol. 20, No. 3, 1998, pp. 1321-1325. | | | | | | |

Examiner Signature Date Considered Date

*EXAMINER: Initial if reference considered, whether or not clitation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 'Applicants unique citation designation number (optional). 'See Kinds of U.S. Patent Documents at www.uspto.gov or MPEP 801.04. 'Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 'For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 'Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 'Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is govern by 35 USC 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you are required to complete this form ant/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

DOCSOC1:140211.1

PTO/SB/08A (06-03)

Approved for use through 7/31/03, OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

| substitute for form 1449A/PTO | | | | Complete if Known | | |
|-------------------------------|------------------|--------------------|----|------------------------|--|--|
| | | | | Application Number | Not yet assigned 10/636/6 | |
| IN | FORMATION | N DISCLOSUF | RE | Filing Date | Submitted herewith | |
| STATEMENT BY APPLICANT | | | IT | First Named Inventor | Robert A. Kerr II | |
| | | | | Group Art Unit | 3742 (prior application) | |
| | (use as many she | eets as necessary) | | Examiner Name | John A. Jeffrey (prior application) | |
| Sheet | 3 | of | 3 | Attorney Docket Number | 13357.4002 | |

| | | OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS | |
|--------------------|-----------|---|----|
| Examiner Initials' | Cite No.1 | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T² |
| Jar | C15 | Singh, S. et al., "Internet Based Infant Monitoring System," Proc. of 1st Joint BMES/EMBS Conf., October 13-16, 1999, p. 674. | |
| ANA | C16 | Vargas, J.E., "Home-Based Monitoring of Cardiac Patients," Info Tech Apps. Biomed, Proc. 1998 IEEE Intl Conf., 16-17 May 1998. | |

Examiner Signature Date Considered 10 27 04

*EXAMINER: Initial if reference considered, whether of not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered, Include copy of this form with next communication to applicant. Applicants unique citation designation number (optional). See Kinds of U.S. Patent Documents at www.uspto.gov or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is govern by 35 USC 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you are required to complete this form end/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

DOCSOC1:140211.1